

**FILED**

**FEB 08 2017**

Clerk, U.S. District Court  
District Of Montana  
Helena

**IN THE UNITED STATES DISTRICT COURT**  
**FOR THE DISTRICT OF MONTANA**  
**BUTTE DIVISION**

In re:

YELLOWSTONE MOUNTAIN  
CLUB, LLC, *et al*,

Debtors.

---

BRIAN A. GLASSER, AS TRUSTEE  
OF THE YELLOWSTONE CLUB  
LIQUIDATING TRUST,

Plaintiff,

vs.

DESERT RANCH LLLP, a Nevada  
limited liability limited partnership;  
DESERT RANCH MANAGEMENT  
LLC, a Nevada limited liability  
company; TIMOTHY BLIXSETH, an  
individual; BEAU BLIXSETH, an  
individual; THORNTON BYRON  
LLP, an Idaho limited liability  
partnership; GEORGE MACK, an  
individual; JOHN DOES 1-100; and  
XYZ CORPS. 1-100,

Defendants.

CV 15-40-BU-SEH

Bankruptcy No. 08-61570-11

Adversary No. 10-00015

**ORDER**

On April 29, 2016, this case was stayed pending resolution of Chapter 7 proceedings in bankruptcy on behalf of Desert Ranch LLLP.<sup>1</sup>

On June 9, 2016, the Court received notice of filing of Chapter 7 proceedings in bankruptcy by Desert Ranch Management LLC.<sup>2</sup>

After the stay order of April 29, 2016, was entered, Plaintiff Brian A. Glasser, as Trustee of the Yellowstone Club Liquidating Trust (the "Trust") filed:

1. Motion for an Order Severing and Directing Trial of Claims Against Thornton Byron LLP in Count II of the Complaint;<sup>3</sup> and
2. Plaintiff's Motion for an Order Severing Claims Against Defendants Desert Ranch LLLP and Desert Ranch Management, LLC.<sup>4</sup>

The motions remain pending.

Proceedings in bankruptcy by Desert Ranch LLLP and by Desert Ranch Management LLC remain pending.<sup>5</sup>

ORDERED:

The (1) Motion for an Order Severing and Directing Trial of Claims Against

---

<sup>1</sup> Doc. 48.

<sup>2</sup> Doc. 95.


<sup>3</sup> Doc. 88.

<sup>4</sup> Doc. 97.

<sup>5</sup> See *In re Desert Ranch LLLP*, 6:16-bk-13798-SC (Bankr. C.D. Cal. 2016) and *In re Desert Ranch Management, LLC*, 6:16-bk-15177-MH (Bankr. C.D. Cal. 2016).

Thornton Byron LLP in Count II of the Complaint;<sup>6</sup> and (2) Plaintiff's Motion for an Order Severing Claims Against Defendants Desert Ranch LLLP and Desert Ranch Management, LLC,<sup>7</sup> are DENIED without prejudice to renewal, if appropriate, following lifting of the automatic stay in the pending Desert Ranch LLLP and Desert Ranch Management LLC bankruptcy proceedings.

DATED this 8<sup>th</sup> day of February, 2017.

  
\_\_\_\_\_  
SAM E. HADDON  
United States District Judge

---

<sup>6</sup> Doc. 88.

<sup>7</sup> Doc. 97.